

**\*E-Filed 1/31/11\***

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

MICHAEL E. DAVIS, aka TONY DAVIS,  
VINCE FERRAGAMO, and BILLY JOE  
DUPREE, on behalf of themselves and all  
others similarly situated,

Plaintiffs,

v.

ELECTRONIC ARTS INC.,

Defendant.

No. C 10-03328 RS

**ORDER DENYING MOTION TO  
DISMISS WITHOUT PREJUDICE**

Having considered the parties' joint request to postpone defendant Electronic Arts' motion to dismiss and to extend certain deadlines, the Court orders the following:

1. Defendant Electronic Arts' motion to dismiss is denied without prejudice. It may re-notice its motion after the parties' Case Management Conference currently scheduled for April 7, 2011. If it does re-notice its motion, it will set the motion for hearing no earlier than July 14, 2011. Accordingly, the time for defendant to file a responsive pleading to plaintiffs' first amended complaint is extended until June 9, 2011.
2. The parties shall exchange initial disclosures, or objections thereto, pursuant to Federal Rule of Civil Procedure 26(a)(1), on or before March 24, 2011.

3. The parties shall file their joint case management statement on or before March 24, 2011.

IT IS SO ORDERED.

Dated: 1/31/11



RICHARD SEEBORG  
UNITED STATES DISTRICT JUDGE